



FLU

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* Application of )  
Bhupesh DUA ) Group Art Unit: 3728  
Serial No. 10/791,289 ) Examiner: TBD  
Filed: March 3, 2004 ) Docket No. 005127.00260  
For: ARTICLE OF FOOTWEAR HAVING )  
A TEXTILE UPPER )

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Alexandria, VA 22313

Sir:

Pursuant to the duty of disclosure set forth in 37 C.F.R. §1.56(a), applicant submits the documents cited on the attached PTO-1449 form and respectfully requests that the Examiner consider these documents.

This Information Disclosure Statement is being filed prior to the mailing date of a first Office Action on the merits under 37 C.F.R. §1.97(b)(3) and, therefore, neither a certification under 37 C.F.R. §1.97(e) nor a fee under 37 C.F.R. §1.17(p) is required. Should a fee be deemed necessary for consideration of this Information Disclosure Statement, however, the Commissioner is authorized to debit deposit account number 19-0733.

Applicant respectfully requests that the documents cited on the attached PTO-1449 form be made officially of record, and that a listing of the documents appear on the face of any patent that may issue from this application.

Banner & Witcoff, Ltd.  
1001 G Street, N.W.  
Washington, D.C. 20001-4597  
Telephone: (202) 824-3000  
Dated: May 26, 2004

Respectfully submitted,

  
By: Byron S. Kuzara  
Registration Number 51,255

MAY 27 2004

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Substitute for form 1449A/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 1 of 1

<i>Complete If Known</i>	
<i>Application Number</i>	10/791,289
<i>Filing Date</i>	3/3/04
<i>First Named Inventor</i>	Bhupesh Dua
<i>Art Unit</i>	3728
<i>Examiner Name</i>	TBD
<i>Attorney Docket Number</i>	005127.00260

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Santoni S.p.A. publication: Knitting Wear, SM8 Top 1 (2 pages)	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*